

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re PATENT APPLICATION of

Grillo-Lopez, et al.

Group Art Unit: 1644

Application Serial No. 09/436,348

Examiner: Ron Schwadron

Filed: 11 November 1999

Title: USE OF CHIMERIC ANTI-CD20 ANTIBODY AS *IN VITRO* OR *IN VIVO* PURGING AGENT IN
PATIENTS BMT OR PBSC TRANSPLANT

* * * * *

PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. 1.137(b)

Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.137(b), this petition is responsive to the Notification of Abandonment mailed October 1, 2001, in the above-identified application. Applicants respectfully request that the application be reinstated and prosecution resumed as the abandonment was unintentional.

Applicants filed the above-identified application in the U.S. Patent and Trademark Office on November 11, 1999.

IDEA Pharmaceuticals Corporation, the assignee and client with respect to this Application, transferred their files with Robin L. Teskin (Registration No. 35,030) when she moved to Pillsbury Winthrop LLP on November 28, 2000. The Official Action dated February 9, 2001 was not received by Applicants' representative at her new firm. The first time Applicants' representative learned of the Official Action was through the receipt of the Notice of Abandonment.

Applicants noted upon receipt of the Notification of Abandonment that all correspondence was still being forwarded to the previous firm of Shaw Pittman in Washington, D.C. Applicants did not receive the Restriction or Election Requirement from Shaw Pittman after transferring to Pillsbury Winthrop LLP and therefore unintentionally missed the response due date.

Attached hereto is a Response to the Restriction Requirement as well as Petition for Extension of Time and together with the extension fee with respect to the above-identified application. Applicants respectfully request that this application be revived so that any remaining matters may be placed into condition for further prosecution.

Applicants hereby petition for the revival of the above-identified Application.

Applicants enclose a check in the amount of \$1280.00 representing the requisite petition fee under C.F.R. 1.17(m). If any further government fees not specifically authorized herein are necessary for the revival of the above-identified application, the Commissioner is authorized to charge any deficient fees to Deposit Account 03-3975.

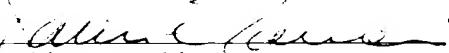
If the Commissioner should require any further information, or wish to discuss the facts or rules presented herein, please contact the undersigned at the telephone number set forth below.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Date: February 28, 2002

By:


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Enclosure: Response to Restriction Requirement
Petition Fee